

REMARKS

Prior to the preceding amendments, Claims 1-26 were pending in this application. Claims 12-20 have been cancelled without prejudice and therefore, Claims 1-11 and 21-26 remain pending in this application. No new matter has been introduced by the amendments.

Claims 1-26 were subject to a restriction requirement. The Examiner required restriction one of the following inventions under 35 U.S.C. 121:

- I. Claims 1-11 and 21-26, drawn to a plug for use in a wellbore having a hydraulic actuator, classified in class 166, subclass 323.
- II. Claims 12-20, drawn to an actuator system for a down hole tool, classified in class 166, subclass 387.

In response to the election requirement, Applicants elect without traverse the invention of Group I, which includes Claims 1-11 and 21-26. Applicant reserves its right to pursue the non-elected claims in one or more divisional application. Based upon the foregoing, early and favorable consideration of Claims 1-11 and 21-26 is respectfully requested.

CONCLUSION

It is respectfully submitted that this Response is being timely submitted. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1105, under Order No. 65584(71678). If it is believed that an interview would advance prosecution, the Examiner is invited to call Applicants' representative at the number below.

Early consideration and allowance of the application are earnestly solicited.

Respectfully submitted,

Date: May 9, 2008



David J. Silvia, Reg. No. 49,036
Attorney/Agent for Applicants
Intellectual Practice Group
EDWARDS ANGELL PALMER & DODGE, LLP
P.O. Box 9169
Boston, MA 02209
(203) 353-6839